MINTZ & GOLD LLP Steven G. Mintz (SM 5428) Terence W. McCormick (TM 2713) 470 Park Avenue South 10<sup>th</sup> Floor North New York, N.Y. 10016-6819 Tel: (212) 696-4848 Fax: (212) 696-1231 mintz@mintzandgold.com mccormick@mintzandgold.com Attorneys for Plaintiff

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_X DIRECTV LATIN AMERICA, LLC, individually and in the right and on behalf of LATIN AMERICAN SPORTS, LLC,

Plaintiff,

08 Civ. 3987 (VM)

V.

## AFFIDAVIT OF SERVICE

PARK 610, LLC, CARLOS VICENTE AVILA, ROBERTO TIMISTIT, CARLOS PRATOLA, ALEJANDRO ZUNDA CORNELL and DOES 1 through 10,

Defendants,

and

LATIN AMERICAN SPORTS, LLC,

as a Nominal Defendant.

STATE OF NEW YORK ) ss.: COUNTY OF NEW YORK )

CLIFF PERCIAVALLE, being duly sworn, deposes and says:

- 1. I am over the age of eighteen (18) years and arm not a party to this action and reside in Inwood, New York.
- 2. On the 29<sup>th</sup> day of April, 2008, at approximately 4:45 p.m., I served the Summons and Complaint and the statement pursuant to Rule 7.1 in the above-captioned action upon Nominal Defendant Latin American Sports, LLC, by personally delivering true copies of the same to Carlos Vicente Avila at the offices of the Plaintiff, 1211 Avenue of the Americas, New York, N.Y. 10036, who acknowledged to me at that time that he was Carlos Vicente Avila.
- 3. Mr. Avila is a white male of approximately 60-65 years of age. Mr. Avila is approximately 5' 8" tall, with tanned skin, graying black hair, and weighing approximately 170 pounds. Mr. Avila did not wear eyeglasses.

Cliff Perciavalle

Sworn to before me this 30<sup>th</sup> day of April 2008

Ference W. McCom L.
Notary Public

TERENCE W. MICCORMICK
NOTARY PUBLIC, STATE OF NEW YORK
NO. 02MCS108867
QUALIFIED IN NEW YORK COUNTY
COMMISSION EXPIRES MARCH 15, 2012

◆AO 440 (Rev. 8/01) Summons in a Civil Action

11110 110	TRICT COURT
District of	New York
and	SUMMONS IN A CIVIL ACTION
*WC CASE	NUMBER:
•	
l Defendan	t.
LC quired to serve on	PLAINTIFF'S ATTORNEY (name and address)
th this summons, e. If you fail to do r that you serve o after service.	within days after service oso, judgment by default will be taken against you on the parties to this action must be filed with the
	APR 2 0 2008
DATE	
	District of and and Cocase  Defendant Cocase  The this summons, If you fail to do that you serve after service.

AO 440 (Rev. 8/01) Summons in a Civil Action		
	RETURN OF SERVICE	
Service of the Summons and complaint was made by me(1)	DATE 4/29/2008	
NAME OF SERVER (PRINT) Cliff Perciavalle	ME OF SERVER (PRINT)  Iff Perciavalle  TITLE  Licensed Process Server #0914460 (Exp. 2/28/2010)	
Check one box below to indicate appropriate metho	od of service	
Served personally upon the defendant. Place DIRECTV - 1211 Avenue of the American		
<ul> <li>Left copies thereof at the defendant's dwelling discretion then residing therein.</li> </ul>	ng house or usual place of abode with a person of	suitable age and
Name of person with whom the summons and	i complaint were left:	
☐ Returned unexecuted:		
	pon Nominal Defendant Latin American Sp arlos Vicente Avila at the above address)	ports, LLC by delivering
☐ Other (specify):		
Mr. Avita is a male of approximately 6 skin, graying black hair, and weighing	0-65 years of age. Mr. Avila is approximat approximately 170 pounds.	ely 5' 8" tall, with tanned
	TEMENT OF SERVICE FEES	
TRAVEL SERVICES		TOTAL \$0.00
DE	CLARATION OF SERVER	
4	gnature of Sorvet  170 Park Ave. So - 10th Fl. North, N.Y., N.Y.  Iddress of Server	′. 10016
		İ